

**VIRGINIA BOARD OF NURSING
SPECIAL CONFERENCE COMMITTEE
February 19, 2009**

TIME AND PLACE: The meeting of the Special Conference Committee of the Board of Nursing was convened at 9:00 A.M., on February 19, 2009, in Board Room 3, Suite 201, Department of Health Professions, 9960 Mayland Drive, Richmond, Virginia.

MEMBERS PRESENT: Brenda Hale, R.N. Chairperson
G. Maxine Ponn, L.P.N.

STAFF PRESENT: Jodi P. Power, R.N., J.D., Deputy Executive Director
Jane Elliott, R.N., Ph.D., Discipline Staff (joined later)

OTHERS PRESENT: Mary Beth Shelton, Adjudication Specialist

**CONFERENCES
SCHEDULED:** **Melinda Burford, L.P.N. 0002-071968**
Ms. Burford appeared, accompanied by her mother, Janet Gordon.

CLOSED MEETING: Ms. Ponn moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 9:55 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Burford. Additionally, Ms. Ponn moved that Ms. Power and Ms. Shelton attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations. The motion was seconded and carried unanimously.

RECONVENTION: The Committee reconvened in open session at 10:20 A.M.

Ms. Ponn moved that the Special Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened. The motion was seconded and carried unanimously.

ACTION: Ms. Ponn moved to issue an order to take no action at this time, contingent upon Melinda Burford remaining in compliance with the Health Practitioners Intervention Program. The motion was seconded and carried unanimously.

As provided by law, this decision shall become a Final Order thirty days after service of such order on Ms. Burford unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Burford within such time. If service of the order is made by mail, three additional days shall be added to that period. Upon such timely request for a formal hearing, the decision of this conference committee shall be vacated.

CONFERENCES

SCHEDULED:

Frances Bowen, L.P.N. 0002-035693

Ms. Bowen appeared, accompanied by her husband, Charles Bowen; and her friend and coworker, Stella Baker, C.N.A.

CLOSED MEETING:

Ms. Ponn moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 11:35 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Bowen. Additionally, Ms. Ponn moved that Ms. Power and Ms. Shelton attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations. The motion was seconded and carried unanimously.

RECONVENTION:

The Committee reconvened in open session at 11:55 A.M.

Ms. Ponn moved that the Special Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

ACTION:

Ms. Ponn moved to issue an order of reprimand to Frances Bowen and require Ms. Bowen to complete the National Council of State Boards of Nursing courses “Ethics of Nursing Practice” and “Sharpening Critical Thinking Skills for Competent Nursing Practice” within sixty days of entry of the order.

The motion was seconded and carried unanimously.

As provided by law, this decision shall become a Final Order thirty days after service of such order on Ms. Bowen unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Bowen within such time. If service of the order is made by mail, three additional days shall be added to that period. Upon such timely request for a formal hearing, the decision of this conference committee shall be vacated.

CONFERENCES

SCHEDULED:

Jane Miller, R.N. 0001-202390

Ms. Miller did not appear.

CLOSED MEETING:

Ms. Ponn moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 12:00 NOON for the purpose of deliberation to reach a decision in the matter of Ms. Miller. Additionally, Ms. Ponn moved that Ms. Power and Ms. Shelton attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations.

The motion was seconded and carried unanimously.

RECONVENTION:

The Committee reconvened in open session at 12:15 P.M.

Ms. Ponn moved that the Special Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of

Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.
The motion was seconded and carried unanimously.

ACTION: Ms. Ponn moved to offer Jane Miller a consent order for indefinite suspension of her license in lieu of a formal hearing.
The motion was seconded and carried unanimously.

This Consent Order shall be effective upon endorsement of its findings, conclusions, and terms of consent by both Ms. Miller and the Board.

CONFERENCES
SCHEDULED:

Sarah Swink, L.P.N. 0002-071437
Ms. Swink did not appear.

CLOSED MEETING: Ms. Ponn moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 12:20 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Swink. Additionally, Ms. Ponn moved that Ms. Power and Ms. Shelton attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations.
The motion was seconded and carried unanimously.

RECONVENTION: The Committee reconvened in open session at 12:30 P.M.

Ms. Ponn moved that the Special Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.
The motion was seconded and carried unanimously.

ACTION: Ms. Ponn moved to offer Sarah Swink a consent order for indefinite suspension of her license in lieu of a formal hearing.
The motion was seconded and carried unanimously.

This Consent Order shall be effective upon endorsement of its findings, conclusions, and terms of consent by both Ms. Swink and the Board.

Ms. Power left the meeting and Dr. Elliott joined the meeting.

CONFERENCES
SCHEDULED:

Carol Shreve, R.N. 0001-140919
Ms. Shreve appeared, accompanied by her daughter, Ms. Preston.

CLOSED MEETING: Ms. Ponn moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 1:55 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Shreve. Additionally, Ms. Ponn moved that Dr. Elliott and Ms. Shelton attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations.

The motion was seconded and carried unanimously.

RECONVENTION:

The Committee reconvened in open session at 2:10 P.M.

Ms. Ponn moved that the Special Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

ACTION:

Ms. Ponn moved to issue an order to require Carol Shreve to complete the National Council of State Boards of Nursing courses “Professional Accountability” and “Critical Thinking Skills” within sixty days of entry of the order.

The motion was seconded and carried unanimously.

As provided by law, this decision shall become a Final Order thirty days after service of such order on Ms. Shreve unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Shreve within such time. If service of the order is made by mail, three additional days shall be added to that period. Upon such timely request for a formal hearing, the decision of this conference committee shall be vacated.

CONFERENCES
SCHEDULED:

Erica Edwards, L.P.N. 0002-077360; C.N.A. 1401-116628

Ms. Edwards appeared.

CLOSED MEETING:

Ms. Ponn moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 2:50 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Edwards. Additionally, Ms. Ponn moved that Dr. Elliott and Ms. Shelton attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations. The motion was seconded and carried unanimously.

RECONVENTION:

The Committee reconvened in open session at 3:05 P.M.

Ms. Ponn moved that the Special Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

ACTION:

Ms. Ponn moved to issue an order to close the case and impose no sanction due to insufficient evidence of a violation of the Nurse Practice Act or Board of Nursing regulations.

The motion was seconded and carried unanimously.

CONFERENCES
SCHEDULED:

Jacqueline Quesenberry, R.N. 0001-147187

Ms. Quesenberry appeared, accompanied by attorney, James Reynolds.

CLOSED MEETING:

Ms. Ponn moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 3:40 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Quesenberry. Additionally, Ms. Ponn moved that Dr. Elliott and Ms. Shelton attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations.

The motion was seconded and carried unanimously.

RECONVENTION:

The Committee reconvened in open session at 3:45 P.M.

Ms. Ponn moved that the Special Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

ACTION:

Ms. Ponn moved to issue an order to close the case and impose no sanction due to insufficient evidence of a violation of the Nurse Practice Act or Board of Nursing regulations.

The motion was seconded and carried unanimously.

CONFERENCES
SCHEDULED:

Stephanie Thomas, L.P.N. 0002-059265

Ms. Thomas did not appear.

CLOSED MEETING:

Ms. Ponn moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 3:47 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Thomas. Additionally, Ms. Ponn moved that Dr. Elliott and Ms. Shelton attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations.

The motion was seconded and carried unanimously.

RECONVENTION:

The Committee reconvened in open session at 3:50 P.M.

Ms. Ponn moved that the Special Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

ACTION: Ms. Ponn moved to offer Stephanie Thomas a consent order for indefinite suspension of her license in lieu of a formal hearing.
The motion was seconded and carried unanimously.

This Consent Order shall be effective upon endorsement of its findings, conclusions, and terms of consent by both Ms. Thomas and the Board.

CONFERENCES

SCHEDULED: **Crystal Eanes, L.P.N. 0002-052864**
Ms. Eanes did not appear.

CLOSED MEETING: Ms. Ponn moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 3:55 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Eanes. Additionally, Ms. Ponn moved that Dr. Elliott and Ms. Shelton attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations.
The motion was seconded and carried unanimously.

RECONVENTION: The Committee reconvened in open session at 4:00 P.M.

Ms. Ponn moved that the Special Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.
The motion was seconded and carried unanimously.

ACTION: Ms. Ponn moved to refer the case of Crystal Evans to the Board of Nursing or a panel thereof for a formal hearing.
The motion was seconded and carried unanimously.

ADJOURNMENT: The Board adjourned at 4:05 P.M.

Jodi P. Power, R.N., J.D.
Deputy Executive Director